

## **WHITE RIVER POWERLINE PROJECT DECISION RECORD**

**Decision:** It is my decision to implement the White River Powerline Project as described in the White River Powerline Project Environmental Assessment Record proposed action (CO-WRFO-03-049-EA). Project design specifications outlined in the description of the proposed action are included in this decision.

### **Decision Rationale:**

The hazardous fuels treatment action is needed to reduce wildfire hazards for protection of the key electrical line that provides electrical power to industrial facilities at Exxon Mobil's Magnolia Camp, NATEC Mine, and American Soda Mine and to increase fire fighter safety within the project area if suppression actions are required. Based on the Environmental Assessment, it was determined that this project would not have adverse environmental effects (see Finding of No Significant Impact signed July 21, 2003).

### **Effect of Decision:**

In accordance with 43 CFR 4190.1(a) published in the Federal Register Vol. 68, No.108 June 5, 2003, this decision is effective immediately. This action is being implemented immediately due to the substantial risk caused by hazardous fuel buildup around the powerlines.

### **Appeal Procedures:**

If you wish to appeal, in accordance with 43 Code of Federal Regulation Part 4, you have within 30 days of the decision date to file a *Notice of Appeal*. Your *Notice of Appeal* must be filed with the office of the officer who made the decision. This is the Bureau of Land Management, White River Field Office, 73544 HWY 64, Meeker, CO. 81641. Your appeal must also be filed with the Office of the Solicitor, 755 Pearl St. Suite 151, Lakewood, CO. 80215.

Within 30 days of filing the *Notice of Appeal* a complete statement of the reasons why you are appealing must be filed with the United States Department of the Interior, Office of the Secretary, Board of Land Appeals, 4015 Wilson Blvd., Arlington Virginia 22203. No additional statement is needed, if you fully stated reasons for appealing the decision when filing the *Notice of Appeal*. A copy of the statement of reasons must also be filed with the Office of the Solicitor at the above address. Additional information about filing for an appeal can be found within Form 1842-1 (attached).

### **Request for Stay:**

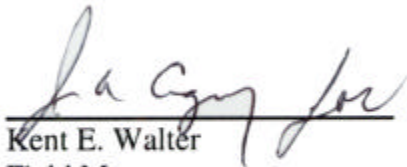
If you wish to file a petition (pursuant to regulation 43 CFR 4.21) (request) for a stay (suspension) of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your *Notice of Appeal*. A petition for a stay is required to show sufficient justification based on the standards listed below. Copies of the *Notice of Appeal* and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the appropriate Office of the Solicitor

(see 43 CFR 4.413) at the same time the original documents are filed with this office. If you request a stay, you have the burden of proof to demonstrate that a stay should be granted.

Standards for Obtaining a Stay

Except as otherwise provided by law or other pertinent regulation, a petition for a stay of a decision pending appeal shall show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied,
- (2) The likelihood of the appellant's success on the merits,
- (3) The likelihood of irreparable harm to the appellant or resources if the stay is not granted and,
- (4) Whether the public interest favors granting the stay.

  
Kent E. Walter  
Field Manager  
White River Field Office

7/24/03  
Date